

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF ILLINOIS

---

IN RE: PRADAXA (DABIGATRAN  
ETEXILATE) PRODUCTS  
LIABILITY LITIGATION

---

)  
)  
) 3:12-md-02385-DRH-SCW  
)  
) MDL No. 2385  
)

**This Document Relates to:**

***Vernie Bargo,  
Individually and  
as Administrator  
for the Estate of  
Jennie Mills***

***v. Boehringer Ingelheim  
Pharmaceuticals, Inc.  
Boehringer Ingelheim Corp.  
Boehringer Ingelheim USA Corp.  
Boehringer Ingelheim Vetmedica,  
Inc.***

**MDL 3:12-cv-  
50028**

***Calvin D. Biddix***

***v. Boehringer Ingelheim  
Pharmaceuticals, Inc.  
Boehringer Ingelheim Corp.  
Boehringer Ingelheim USA Corp.  
Boehringer Ingelheim Vetmedica,  
Inc.***

**MDL 3:12-cv-  
50020**

***John Bishop and  
Laura Bishop***

***v. Boehringer Ingelheim  
Pharmaceuticals, Inc.  
Boehringer Ingelheim Corp.  
Boehringer Ingelheim USA Corp.  
Boehringer Ingelheim Vetmedica,  
Inc.***

**MDL 3:12-cv-  
50014**

***William Bohl***

***v. Boehringer Ingelheim  
Pharmaceuticals, Inc.  
Boehringer Ingelheim Corp.  
Boehringer Ingelheim USA Corp.***

**MDL 3:12-cv-  
50024**

|  |   |                          |
|--|---|--------------------------|
| <b><i>Esther L. Ciambro</i></b>  | <b><i>v. Boehringer Ingelheim Pharmaceuticals, Inc.<br/>Boehringer Ingelheim Corp.<br/>Boehringer Ingelheim USA Corp.<br/>Boehringer Ingelheim Vetmedica, Inc.</i></b>  | <b>MDL 3:12-cv-50021</b> |
| <b><i>Betty Corirossi</i></b>  | <b><i>v. Boehringer Ingelheim Pharmaceuticals, Inc.<br/>Boehringer Ingelheim Corp.<br/>Boehringer Ingelheim USA Corp.</i></b>   | <b>MDL 3:12-cv-50019</b> |
| <b><i>Brenda Lee Crosby,<br/>Individually and<br/>as the<br/>Representative of<br/>the Estate of Rose<br/>Marie Martin,<br/>Deceased</i></b> | <b><i>v. Boehringer Ingelheim Pharmaceuticals, Inc.<br/>Boehringer Ingelheim Corp.<br/>Boehringer Ingelheim USA Corp.<br/>Boehringer Ingelheim Vetmedica, Inc.</i></b>  | <b>MDL 3:12-cv-50010</b> |
| <b><i>Carl Ecklund and<br/>Joan Ecklund</i></b>  | <b><i>v. Boehringer Ingelheim Pharmaceuticals, Inc.<br/>Boehringer Ingelheim Roxane, Inc.<br/>Boehringer Ingelheim Corp.<br/>Boehringer Ingelheim USA Corp.<br/>Boehringer Ingelheim Pharma GmbH &amp; Co. KG<br/>Boehringer Ingelheim International GmbH<br/>Bidachem S.P.A.</i></b> | <b>MDL 3:12-cv-60007</b> |
| <b><i>Khaleel Elahee<br/>and Sarah Elahee</i></b>  | <b><i>v. Boehringer Ingelheim Pharmaceuticals, Inc.<br/>Boehringer Ingelheim Corp.<br/>Boehringer Ingelheim USA Corp.<br/>Boehringer Ingelheim Vetmedica, Inc.</i></b>  | <b>MDL 3:12-cv-50015</b> |
| <b><i>Nancye Farley<br/>and James Farley</i></b>   | <b><i>v. Boehringer Ingelheim Pharmaceuticals, Inc.<br/>Boehringer Ingelheim Corp.<br/>Boehringer Ingelheim USA Corp.</i></b>   | <b>MDL 3:12-cv-60056</b> |

***Boehringer Ingelheim Vetmedica,  
Inc.***

|  |   |                               |
|--|---|-------------------------------|
| <b><i>John Fontana</i></b>   | v. <b><i>Boehringer Ingelheim<br/>Pharmaceuticals, Inc.<br/>Boehringer Ingelheim Corp.<br/>Boehringer Ingelheim USA Corp.<br/>Boehringer Ingelheim Fremont,<br/>Inc.<br/>Boehringer Ingelheim Pharma<br/>GmbH &amp; Co. KG<br/>Boehringer Ingelheim International<br/>GmbH<br/>Bidachem S.P.A</i></b> | <b>MDL 3:12-cv-<br/>60084</b> |
| <b><i>Melvin Giles, Jr.,<br/>Individually and<br/>as Representative<br/>of the Estate of<br/>Melvin Giles, Sr.,<br/>Deceased</i></b> | v. <b><i>Boehringer Ingelheim<br/>Pharmaceuticals, Inc.Boehringer<br/>Ingelheim Corp.<br/>Boehringer Ingelheim USA Corp.<br/>Boehringer Ingelheim Vetmedica,<br/>Inc.<br/>Boehringer Ingelheim Pharma<br/>GmbH &amp; Co. KG<br/>Boehringer Ingelheim<br/>International GmbH</i></b>                   | <b>MDL 3:12-cv-<br/>60014</b> |
| <b><i>Claire Gornetsky</i></b>   | v. <b><i>Boehringer Ingelheim<br/>Pharmaceuticals, Inc.<br/>Boehringer Ingelheim Corp.<br/>Boehringer Ingelheim USA Corp.<br/>Boehringer Ingelheim Vetmedica,<br/>Inc.</i></b>  | <b>MDL 3:12-cv-<br/>50022</b> |
| <b><i>Dolly Groves</i></b>   | v. <b><i>Boehringer Ingelheim<br/>Pharmaceuticals, Inc.Boehringer<br/>Ingelheim Corp.<br/>Boehringer Ingelheim USA Corp.</i></b>  | <b>MDL 3:12-cv-<br/>50023</b> |
| <b><i>Roy Brown Heady</i></b>  | v. <b><i>Boehringer Ingelheim<br/>Pharmaceuticals, Inc.<br/>Boehringer Ingelheim Corp.<br/>Boehringer Ingelheim USA Corp.</i></b>   | <b>MDL 3:12-cv-<br/>60034</b> |

***Boehringer Ingelheim Vetmedica,  
Inc.***

|                              |  |                               |
|------------------------------|--|-------------------------------|
| <b><i>Phyllis Kekich</i></b> | <b><i>v.   Boehringer Ingelheim<br/>Pharmaceuticals, Inc.<br/>Boehringer Ingelheim Corp.<br/>Boehringer Ingelheim USA Corp.<br/>Boehringer Ingelheim Vetmedica,<br/>Inc.</i></b> | <b>MDL 3:12-cv-<br/>50009</b> |
|------------------------------|--|-------------------------------|

|  |   |                               |
|--|---|-------------------------------|
| <b><i>Mary Ann Krszal<br/>and William<br/>Krszal</i></b> | <b><i>v.   Boehringer Ingelheim<br/>Pharmaceuticals, Inc.<br/>Boehringer Ingelheim Corp.<br/>Boehringer Ingelheim USA Corp.,<br/>Boehringer Ingelheim International<br/>GmbH<br/>Boehringer Sohn AG &amp; Co. KG<br/>Pharmaceuticals, Inc.<br/>Boehringer Ingelheim<br/>Auslandsbeteiligungs GmbH<br/>Boehringer Sohn<br/>Grundstücksverwaltung GmbH &amp;<br/>CO</i></b> | <b>MDL 3:12-cv-<br/>60085</b> |
|--|---|-------------------------------|

|   |  |                               |
|---|--|-------------------------------|
| <b><i>Anthony L.<br/>Kujawski,<br/>Individually and<br/>as Personal<br/>Representative of<br/>the Estate of<br/>Margaret<br/>Kujawski,<br/>Deceased</i></b> | <b><i>v.   Boehringer Ingelheim<br/>Pharmaceuticals, Inc.<br/>Boehringer Ingelheim Corp.<br/>Boehringer Ingelheim USA Corp.<br/>Boehringer Ingelheim Vetmedica,<br/>Inc.</i></b> | <b>MDL 3:12-cv-<br/>60055</b> |
|---|--|-------------------------------|

|                             |  |                               |
|-----------------------------|--|-------------------------------|
| <b><i>John A. Lagoe</i></b> | <b><i>v.   Boehringer Ingelheim<br/>Pharmaceuticals, Inc.<br/>Boehringer Ingelheim Corp.<br/>Boehringer Ingelheim USA Corp.<br/>Boehringer Ingelheim Vetmedica,<br/>Inc.</i></b> | <b>MDL 3:12-cv-<br/>50030</b> |
|-----------------------------|--|-------------------------------|

|  |  |                          |
|--|--|--------------------------|
| <b>Colleen MacGilvray and Roger MacGilvray, Jr., Individually and as Personal Representatives of the Estate of Roger MacGilvray, Sr., Deceased</b> | <b>v. <i>Boehringer Ingelheim Pharmaceuticals, Inc.Boehringer Ingelheim Corp.Boehringer Ingelheim USA Corp.Boehringer Ingelheim Vetmedica, Inc.</i></b>  | <b>MDL 3:12-cv-50029</b> |
| <b>William Martin</b>  | <b>v. <i>Boehringer Ingelheim Pharmaceuticals, Inc.Boehringer Ingelheim Corp.;Boehringer Ingelheim USA Corp.Boehringer Ingelheim Vetmedica, Inc.</i></b> | <b>MDL 3:12-cv-50016</b> |
| <b>Stacy McCoy and Dawn McCoy, individually and as attorney in fact for their Mother Constance Love</b>  | <b>v. <i>Boehringer Ingelheim Pharmaceuticals, Inc.Boehringer Ingelheim Corp.Boehringer Ingelheim USA Corp.Boehringer Ingelheim Vetmedica, Inc.</i></b>  | <b>MDL 3:12-cv-50013</b> |
| <b>Richard Milazzo</b>   | <b>v. <i>Boehringer Ingelheim Pharmaceuticals, Inc.Boehringer Ingelheim Corp.Boehringer Ingelheim USA Corp.Boehringer Ingelheim Vetmedica, Inc.</i></b>  | <b>MDL 3:12-cv-50018</b> |
| <b>Roy Pulse, Individually and as Representative of the Estate of Violet Pulse, Deceased</b>   | <b>v. <i>Boehringer Ingelheim Pharmaceuticals, Inc.Boehringer Ingelheim Corp.Boehringer Ingelheim USA Corp.Boehringer Ingelheim Vetmedica, Inc.</i></b>  | <b>MDL 3:12-cv-50026</b> |
| <b>Heather Schaufelberger, On Behalf of Yoka Schaufelberger,</b>   | <b>v. <i>Boehringer Ingelheim Pharmaceuticals, Inc.Boehringer Ingelheim Corp.Boehringer Ingelheim USA Corp.</i></b>                                      | <b>MDL 3:12-cv-50025</b> |

|   |  |                          |
|---|--|--------------------------|
| <b>Deceased</b>   | <b><i>Boehringer Ingelheim Vetmedica, Inc.</i></b>   |                          |
| <b>Arthur Schemerhorn</b>   | <b><i>v.   Boehringer Ingelheim Pharmaceuticals, Inc.<br/>Boehringer Ingelheim Corp.<br/>Boehringer Ingelheim USA Corp.<br/>Boehringer Ingelheim Vetmedica, Inc.</i></b>   | <b>MDL 3:12-cv-5002</b>  |
| <b>Lynn Schofield</b>   | <b><i>v.   Boehringer Ingelheim Pharmaceuticals, Inc.<br/>Boehringer Ingelheim Corp.<br/>Boehringer Ingelheim USA Corp.<br/>Boehringer Ingelheim Vetmedica, Inc.</i></b>   | <b>MDL 3:12-cv-50017</b> |
| <b>Amanda Scott, Individually and as Representative of the Estate of Ray Herndon Celsor, Deceased</b> | <b><i>v.   Boehringer Ingelheim Pharmaceuticals, Inc.   Boehringer Ingelheim Corp.<br/>Boehringer Ingelheim USA Corp.<br/>Boehringer Ingelheim Vetmedica, Inc.   Boehringer Ingelheim Pharma GmbH &amp; Co. KG   Boehringer Ingelheim International GmbH</i></b> | <b>MDL 3:12-cv-60029</b> |
| <b>Bobby D. Sessoms and Ruby J. Sessoms</b>   | <b><i>v.   Boehringer Ingelheim Pharmaceuticals, Inc.   Boehringer Ingelheim Pharma GmbH &amp; Co. KG<br/>Boehringer Ingelheim International GmbH   Bidachem S.P.A.<br/>Boehringer Ingelheim Corp.<br/>Boehringer Ingelheim USA Corp.</i></b>                    | <b>MDL 3:12-cv-60012</b> |
| <b>Kathryn Jospine Spitz</b>  | <b><i>v.   Boehringer Ingelheim Pharmaceuticals, Inc.<br/>Boehringer Ingelheim Corp.<br/>Boehringer Ingelheim USA Corp.<br/>Boehringer Ingelheim International GmbH<br/>Boehringer Sohn AG &amp; Co. KG<br/>Pharmaceuticals, Inc.</i></b>                        | <b>MDL 3:12-cv-60086</b> |

**BI Auslandsbeteiligungs GmbH  
Boehringer Sohn  
Grundstücksverwaltung GmbH &  
CO**

|  |   |                               |
|--|---|-------------------------------|
| <b>Arnold Sykes</b>  | v. <b>Boehringer Ingelheim<br/>Pharmaceuticals, Inc.<br/>Boehringer Ingelheim Corp.<br/>Boehringer Ingelheim USA Corp.<br/>Boehringer Ingelheim Vetmedica,<br/>Inc.<br/>Boehringer Ingelheim Pharma<br/>GmbH &amp; Co. KG<br/>Boehringer Ingelheim International<br/>GmbH</b> | <b>MDL 3:12-cv-<br/>60005</b> |
| <b>Robert Webber,<br/>Individually and<br/>on Behalf of All<br/>Wrongful Death<br/>Beneficiaries of<br/>Lillian Webber,<br/>Deceased, and the<br/>Estate of Lillian<br/>Webber, By and<br/>Through Robert<br/>Webber, Executor</b> | v. <b>Boehringer Ingelheim<br/>Pharmaceuticals, Inc. Boehringer<br/>Ingelheim Corp.<br/>Boehringer Ingelheim USA Corp.<br/>Boehringer Ingelheim Vetmedica,<br/>Inc.<br/>Boehringer Ingelheim Pharma<br/>GmbH &amp; Co. KG<br/>Boehringer Ingelheim International<br/>GmbH</b> | <b>MDL 3:12-cv-<br/>60058</b> |
| <b>Lois Williams,<br/>Individually and<br/>as the<br/>Representative of<br/>the Estate of<br/>Elbert Williams,<br/>Deceased</b>  | v. <b>Boehringer Ingelheim<br/>Pharmaceuticals, Inc. Boehringer<br/>Ingelheim Corp.<br/>Boehringer Ingelheim USA Corp.<br/>Boehringer Ingelheim Vetmedica,<br/>Inc.</b>   | <b>MDL 3:12-cv-<br/>50011</b> |

|  |  |                               |
|--|--|-------------------------------|
| <b><i>Sharon Williams<br/>Individually and<br/>as Legal<br/>Guardian of the<br/>Person and Estate<br/>of Roy Graybeal,<br/>an Incapacitated<br/>Person</i></b> | <b><i>v. Boehringer Ingelheim<br/>Pharmaceuticals, Inc. Boehringer<br/>Ingelheim Corp.<br/>Boehringer Ingelheim USA Corp.<br/>Boehringer Ingelheim Roxane Inc.<br/>Boehringer Ingelheim Pharma<br/>GmbH &amp; Co. KG<br/>Boehringer Ingelheim International<br/>GmbH<br/>Bidachem S.P.A.</i></b> | <b>MDL 3:12-cv-<br/>60067</b> |
|--|--|-------------------------------|

---

**CONSENT ORDER DISMISSING BOEHRINGER INGELHEIM VETMEDICA,  
INC., BOEHRINGER INGELHEIM ROXANE, INC., BOEHRINGER INGELHEIM  
CORPORATION AND BOEHRINGER INGELHEIM USA CORPORATION  
WITHOUT PREJUDICE**

---

Based on the agreement of the Parties, the Court hereby Orders as follows:

1. In the actions listed above, the Court dismisses all claims against  
Boehringer Ingelheim Vetmedica, Inc., Boehringer Ingelheim Roxane, Inc.,  
Boehringer Ingelheim Corporation, and/or Boehringer Ingelheim USA  
Corporation without prejudice.
2. Consistent with the provisions contained in Case Management Order 7  
applicable to the tolling of the statute of limitations (CMO-7, ECF No. 43,  
entered 10/3/2012), the dismissal of the above-named entities is subject to  
the following:
  - a. The statute of limitations applicable to plaintiffs' claims against  
Boehringer Ingelheim Vetmedica, Inc., Boehringer Ingelheim  
Roxane, Inc., Boehringer Ingelheim Corporation, and/or  
Boehringer Ingelheim USA Corporation will not expire until the



later of (i) the expiration of the then-existing statute of limitations, (ii) on October 3, 2013, or (iii) as extended by agreement of the Parties in writing.

- b. Boehringer Ingelheim Vetmedica, Inc., Boehringer Ingelheim Roxane, Inc., Boehringer Ingelheim Corporation, and Boehringer Ingelheim USA Corporation expressly reserve all jurisdictional defenses, including those previously raised by motion in this Court in member actions 3:12-cv-50001 through 3:12-cv-50008.
- c. The tolling of the statute of limitations is without waiver of any jurisdictional defenses of Boehringer Ingelheim Vetmedica, Inc., Boehringer Ingelheim Roxane, Inc., Boehringer Ingelheim Corporation, and/or Boehringer Ingelheim USA Corporation, and each plaintiff expressly agrees that the tolling of such limitations period shall not be raised in an effort to assert jurisdiction over those entities in state or federal court in Illinois or elsewhere.
- d. Should a plaintiff initiate and/or reinstate his or her claims against one or more of Boehringer Ingelheim Vetmedica, Inc., Boehringer Ingelheim Roxane, Inc., Boehringer Ingelheim Corporation, and/or Boehringer Ingelheim USA Corporation,

then counsel for those Defendants agrees, and is hereby ordered, to execute a waiver of service as provided in Rule 4(d) of the Federal Rules of Civil Procedure as a means of eliminating the requirement for formal service of process through the Uninvolved Defendants' registered agents.

**So Ordered:**

 Digitally signed by  
David R. Herndon  
Date: 2012.12.07  
16:26:08 -06'00'



**Chief Judge**  
**United States District Court**

**Date: December 7, 2012**